FILED 2019 MAR 27 PM 4:23 CLERK U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT DISTRICT OF UTAH, CENTRAL DIVISION

DERIVE POWER, LLC; and DERIVE SYSTEMS, INC.,

Case No. 2:16-CV-01066-BSJ

Plaintiffs,

STIPULATED DISMISSAL WITH PREJUDICE

v.

EZ LYNK, SEZC; H&S PERFORMANCE, LLC; THOMAS WOOD; LANCE HUNTER; TECHIT, LLC; GDP TUNING, LLC; and POWER PERFORMANCE ENTERPRISES, INC.,

Defendants.

The Honorable Bruce S. Jenkins

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs Derive Power, LLC and Derive Systems, Inc. and Defendants EZ Lynk, SEZC, Thomas Wood, TechIT, LLC, GDP Tuning, LLC and Power Performance Enterprises, Inc., by and through their respective undersigned counsel acting solely for and on behalf of their respective clients, hereby stipulate to the dismissal of all remaining claims and counterclaims in this matter with prejudice and in their entirety.

These dismissals, consents, and stipulations are each and all with consent of the opposing party. Each party shall bear its own costs and attorneys' fees. As a result, no claims remain in this matter and it may be closed.

So Ordered.

Dated: March 27, 2019

The Honorable Brace S. Jenkins

WHITE & CASE LLP

By: /s/Michael J. Songer

Michael J. Songer

&

CROWELL & MORING LLP

Mark A. Klapow

Aryeh S. Portnoy

Vincent J. Galluzzo

Christine B. Hawes

Astor H. Heaven

Craig P. Lytle

Robert B. Kornweiss

&

HATCH, JAMES & DODGE, P.C.

Brent O. Hatch

Lara A. Swensen

Dillon P. Olson

Phillip J. Russell

Attorneys for Plaintiffs

DERIVE POWER, LLC &

DERIVE SYSTEMS, INC.

MASCHOFF BRENNAN

By: /s/Cameron M. Hancock

KIRTON McConkie

Cameron M. Hancock

James T. Burton

Joshua S. Rupp

Attorneys for Defendant

EZ LYNK, SEZC

(SIGNED BY FILING ATTORNEY WITH

PERMISSION)

By: /s/Jared J. Braithwaite

Kirk R. Harris

Jared J. Braithwaite

Daniel R. Barber

Attorneys for Defendants

TECHIT, LLC and Thomas Wood

(SIGNED BY FILING ATTORNEY WITH

PERMISSION)

RAY QUINNEY & NEBEKER

By: /s/Arthur B. Berger

Arthur B. Berger
Samuel C. Straight
Michael K. Erickson
Adam K. Richards
Attorneys for Defendant POWER
PERFORMANCE ENTERPRISES, LLC
(SIGNED BY FILING ATTORNEY WITH
PERMISSION)

SCHULTZ & ASSOCIATES

By: /s/George R. Schultz

George R. Schultz Nicole Risher Marsh

R

DURHAM JONES PINEGAR

Jordan K. Cameron
Attorneys for Defendant
GDP TUNING, LLC

(SIGNED BY FILING ATTORNEY WITH

PERMISSION)